

AMENDMENTS TO THE DRAWINGS:

The attached drawing(s) include changes to FIGS. 1 and 2.

Approval of these changes to the Drawings is respectfully requested.

REMARKS

In accordance with the foregoing, claims 7, 9, 12 and 14 and Figs. 1 and 2 have been amended. Claims 8, 15 and 17 are cancelled. Claims 7, 9-14, 16 and 18-21 are pending and under consideration.

OBJECTIONS TO THE DRAWINGS

Fig. 1 is amended herein to more clearly indicate the chassis.

Fig. 2 is amended herein to overcome the objection thereto.

Fig. 1 is amended herein to more clearly illustrate the air being discharged from the chassis.

REJECTIONS UNDER 35 U.S.C. § 112, FIRST PARAGRAPH

The rejections regarding Figs. 1 and 2 are overcome by the present amendments to these Figs.

The rejection regarding claims 14-21 is overcome by the present amendments to claim 14.

REJECTIONS UNDER 35 U.S.C. § 112, SECOND PARAGRAPH

The Examiner's position that "it appears from claim 7 that the housing surrounds the machine room" is respectfully traversed. Claim 7 does not recite that the housing "surrounds" the machine room. Furthermore, even assuming, *arguendo*, that the housing did surround the machine room, this does not preclude the machine room from having an upper surface, because there could be a space between the surrounded machine room and the housing that does the surrounding.

DOUBLE PATENTING REJECTION

Insofar as claim amendments are presented herein, the Applicant will not file a terminal disclaimer at this time.

REJECTIONS UNDER 35 U.S.C. §§ 102 AND 103

Independent claim 7, as amended herein, recites a chassis installed above an upper surface of the machine room and in contact with the upper structure to provide a constant spacing between the housing and the upper structure and formed with openings enabling fluid

communication between the machine room and the chassis. Thus, the chassis provides a constant spacing as well as ventilation.

In contrast, Solak teaches the duct 48 which exhausts air far below the upper machine compartment 48. Solak, Fig. 2. Also, the openings 60 and 64 (relied upon by the Examiner as corresponding to the chassis, at item 17 of the Office Action) are at a same level as the upper machine compartment. Solak, col. 4, ln. 13-20 and col. 5, ln. 7-12.

These features of the claimed invention are advantageous as compared to Solak because the chassis above the machine room is located along a direction of the rising heated air, and space is saved because the chassis performs the function of a spacer as well as the exhaust function.

Similarly, Keighly teaches a machine compartment 21, with opening 46 and wick 48 (relied upon by the Examiner) at the same level as the compartment 21. Keighly, Fig. 1. Also, as shown in Fig. 1 of the reference, the air exiting the compartment 21 exits at a same level as the compartment 21.

Also, with respect to Katterhenry, this reference illustrates a bottom exhaust.

At page 8 of the Office Action, the Examiner relies upon column 1, lines 34-44 of Solak as teaching the desirability of having a condenser and compressor mounted in the top cabinet. However, it is noted that the feature of the chassis is discussed herein, and there is no teaching in the references to have a chassis above the machine room.

The remaining references do not overcome these deficiencies. Accordingly, withdrawal of the rejections is requested.

There being no further outstanding objections or rejections, it is submitted that the application is in condition for allowance. An early action to that effect is courteously solicited.

Finally, if there are any formal matters remaining after this response, the Examiner is requested to telephone the undersigned to attend to these matters.

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If there are any additional fees associated with filing of this Amendment, please charge the same to our Deposit Account No. 19-3935.

Respectfully submitted,

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FIG 2
(Marked-up)

